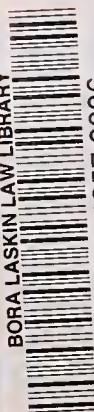


BORA LASKIN LAW LIBRARY



3 1761 04857 3836

SOCIAL SCIENCE METHODS OF LEGAL RESEARCH (256F)

---

PROFESSOR JOHN HAGAN

VOLUME ONE  
1985/86

FACULTY OF LAW  
UNIVERSITY OF TORONTO

LAW LIBRARY

SEP 3 1985

FACULTY OF LAW

FACULTY OF LAW LIBRARY  
UNIVERSITY OF TORONTO

SOCIAL SCIENCE METHODS OF LEGAL RESEARCH (256F)

PROFESSOR JOHN HAGAN

VOLUME ONE  
1985/86

FACULTY OF LAW  
UNIVERSITY OF TORONTO



Digitized by the Internet Archive  
in 2018 with funding from  
University of Toronto

[https://archive.org/details/socialsciencemet01haga\\_0](https://archive.org/details/socialsciencemet01haga_0)

TABLE OF CONTENTS

[Volume One]

<u>PART I: SOCIAL SCIENCE &amp; THE LAW</u>	PAGE
<u>A. Toward a Social Science of Law</u>	
1. "Behavioral Science & The Law" Case Western Reserve Law Review. Vol. 19, 1968, pp. 57-70 (Kaplan).	1
2. "Limitations on the Uses of Behavioral Science in the Law" Case Western Reserve Law Review. Vol. 19, 1968, pp. 71-77 (Hazard).	8
3. "Some Limits on the Application of Social Science Research in the Legal Process" Law & Social Order, pp. 815-848 (Lochner).	12
4. "Evaluation Dissemination and Application of Law and Social Sciences Research" North Carolina Law Review. Vol. 52, 1973-1974, pp. 1033-1089.	46
5. "The Present Situation in Legal Scholarship" (Posner) The Yale Law Journal, Vol. 90, No. 5, April 1981, pp. 1113-1130	75
6. "Inventory and Analysis of Legal Research" Law and Learning: Report to the Social Sciences and Humanities Research Council of Canada by the Consultative Group on Research and Education in Law, pp. 75-84.	93
7. "Academic Research" Law and Learning: Report to the Social Sciences and Humanities Research Council of Canada by the Consultative Group on Research and Education in Law, pp. 87-101.	103
<u>Supplemental (Optional Reading)</u>	
1. "American Legal Realism and Empirical Social Science: From the Yale Experience". (Schlegel) Buffalo Law Review Vol. 28, 1979, 459.	
2. "American Legal Realism and Empirical Social Science: The Singular Case of Underhill Moore". (Schlegel) Buffalo Law Review Vol. 29, 1980, 195.	

B. Introduction to Empirical Methods

1. "The Logic of Sociological Analysis". (Inverarity, Lauderdale, Feld) Law & Society, pp. 17-53. 117
2. Sources and Uses of Social and Economic Data: A Manual for Lawyers
  - Chapter V 136
  - Chapter VI (Source Material) 205
3. "Extra-Legal Attributes and Criminal Sentencing" (Hagan Law & Society Review. Vol. 8, No. 3, 1974, pp. 357-383. 281
4. "Multiple Regression in Legal Proceedings" (Fisher) Columbia Law Review, Vol. 80, No. 4, 1980, pp. 702-736 309
5. "Criminal Justice and Native People" Canadian Review of Sociology and Anthropology, Special Issue, 1974, pp. 220-236. 344
6. "The Sentencing of White Collar Offenders in Federal Courts" (Nagel & Hagan) Michigan Law Review, 1982 361
7. "Strategies of Research Design in the Legal Impact Study" (Lempert) Law & Society Review, pp. 111-132. 400

PART II: SOCIAL SCIENCE & COURT PROCEEDINGS

A. Introduction: Uses & Abuses

1. "Social Science and the Court" (Moynihan) The Public Interest, pp. 12-31. 412
2. J. Monahan and L. Walker Social Science in Law: Cases and Materials (Foundation Press, New York) 1985, pp. 84-106 432
3. An Address by the Right Honourable Brian Dickson, Supreme Court of Canada, to the Mid-Winter Meeting of the Canadian Bar Association (Edmonton, Alberta, 2 February 1985). 455

[Volume Two]

4. "Informing the Judicial Mind: An Analysis of Existing & Proposed Means of Appraising Courts of Legislative Facts" (Waicukauski) 527
5. "Cruel and Unusual Punishment: Sociological Jurisprudence and the Canadian Bill of Rights" (Leon) Faculty of Law Review, pp. 222-239. 560



6. "The Courts and Economic Regulation" (Deweese) Courts and Trials, pp. 119-136. 579
7. "Proof of Facts in Constitutional Cases" (Hogg) University of Toronto Law Journal, Vol. 26, 1976, pp. 386-408. 589
8. "The Use of Extrinsic Evidence and the Anti-Inflation Act Reference." (Buglass) Ottawa Law Review, Vol. 9, 1977, pp. 183-191 612

B. Statistical Data & Real Cases

1. Regina v. Prairie Schooner News Ltd. and Powers, (1970) 1 C.C.C. (2d) 251. 621
2. Regina v. Times Square Cinema Ltd., (1971) 4 C.C.C. (2d) 229. 642
3. Regina v. Pipeline News, (1971) 5 C.C.C. (2d) 71. 654
4. "Public Opinion Polls and Survey Evidence in Obscenity Cases." (Lamont) Criminal Law Quarterly, Vol. 15, 1973, pp. 135-159. 669
5. "Pornography and the Expert Witness." (Bates) Criminal Law Quarterly, Vol. 20, 1978, pp. 250-264. 682
6. "The Use of Social Science Data In a Change of Venue Application: A Case Study." (Vidmar & Judson) Canadian Bar Review, Vol. 59, 1981, pp. 76-102. 690
7. Maxwell v. Bishop, 398 F.2d, 138 (8th Cir. 1968). 716
8. People v. Collins, 68 Cal. 2d 319. 733
9. "Trial by Mathematics: Precision and Ritual in the Legal Process" (Tribe) Harvard Law Review, Vol. 84, No. 6, 1971, pp. 1329-1393. 744
10. "The Judicial Reception of Multiple Regression Studies in Race and Sex Discrimination Cases" (Finkelstein) Columbia Law Review, Vol. 80, No. 4, 1980, pp. 737-754. 809
11. "Regression and Discrimination: A Case of Lack of Fit," (Hoffman & Quade) Sociological Methods & Research, Vol. 11, 1983, pp. 407-442. 827
12. "Methods of Presenting Scientific Evidence in Court." (Chesler, Kalmuss & Sanders) Sociological Methods & Research, Vol. 11, 1983, pp. 443-468. 845

Supplemental (Optional Reading)

1. "The Continuing Debate Over Mathematics in the Law of Evidence" (Finkelstein, Fairley & Tribe) Harvard Law Review, Vol. 84, 1971, 1801.
2. "A Conversation About Collins" (Fairley & Mosteller) University of Chicago Law Review, Vol. 41, 1974, p. 242.
3. "Beyond the Prima Facie Case in Employment Discrimination Law: Statistical Proof and Rebuttal" Harvard Law Review, Vol. 89, 1975, p. 387.

PART III: SOCIAL SCIENCE AND THE STUDY OF  
THE LEGAL PROFESSION

1. "The Scope and Nature of the Study" (Heinz and Laumann)  
Chicago Lawyers pp. 3-28 859
2. "The Organization of Lawyers' Work" (Heinz and Laumann)  
Chicago Lawyers pp. 36-58 873
3. "The Allocation of Status Within Occupations: The Case  
of the Legal Profession (Erlanger) Social Forces, Vol. 58,  
1980, 882 885
4. "The Patterns of Lawyers' Careers" (Heinz and Laumann)  
Chicago Lawyers pp. 167-208. 896
5. "The Constituencies of 'Notable' Chicago Lawyers" (Heinz  
and Laumann) Chicago Lawyers pp. 274-315 918